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General Assembly

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International Law Commission
Fifty-first session
Geneva, 3 May–23 July 1999
Item 1 of the provisional agenda

Filling of casual vacancies in the Commission

Note by the Secretariat

Addendum

I. List of candidates

1. As of 7 April 1999, the names of the following candidates had been submitted for the seats which have become vacant as a consequence of the election of Luigi Ferrari Bravo as Judge of the European Court of Human Rights, the election of Mr. Mohamed Bennouna as Judge of the International Tribunal for the Former Yugoslavia and the appointment of Václav Mikulka as Director of the Codification Division:

Mr. Giorgio Gaja (Italy)
Mr. Maurice Kamto (Cameroon)
Mr. Peter Tomka (Slovakia)

2. The curricula vitae of the above candidates are contained in section II below.

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II. Curricula vitae of candidates

Gaja, Giorgio (Italy)

[Original: English/French]

Born in Lucerne, Switzerland, on 7 December 1939. Italian nationality.

Master of Laws, University of Rome, 1960. *Libera docenza* (university teaching qualification) in international law, 1968. Doctor of Laws, Dickinson Law School, United States of America, 1985.

Lecturer on International Law, Faculty of Law, University of Florence, since 1974. Professor of Faculty, 1978–1981.

Taught courses at the Hague Academy of International Law, 1981. Lecturer (part-time), European University Institute, 1980 and 1984–1985. Visiting professor, Johns Hopkins University, 1977–1978; Faculty of Law, University of Geneva, 1983 and 1985; University of Paris I, 1989; University of Aix-Marseille III, 1992; University of Michigan School of Law, 1992; Columbia Law School, 1996.

Member of the Institute of International Law. Director, *Rivista di diritto internazionale*. Member, Steering Committee, *Italian Yearbook of International Law*. Member, Scientific Board, *Common Market Law Review*; *European Journal of International Law*; *Colombia Journal of European Law*.

Italian Government delegate at the United Nations Conference on the Law of Treaties between States and International Organizations or between International Organizations (Vienna, 1986). Represented the Italian Government in the Elsi case before the International Court of Justice. Member of the Committee of Experts on International Law established by the Legal Service of the Commission of the European Union.

Principal publications

Books

L'esaurimento dei ricorsi interni nel diritto internazionale (1967), 246 pp.

La deroga alla giurisdizione italiana (1971), 396 pp.

International Commercial Arbitration. The New York Convention (edited looseleaf volumes) (1978–).

La riforma del diritto internazionale privato e processuale (edited volume) (1994).

Introduzione al diritto comunitario (1996), 178 pp.

Articles

"River pollution in international law", in: *Hague Academy of International Law Colloquium 1973. The Protection of the Environment and International Law* (1975) 352–396.

"Considerazioni sugli effetti delle sentenze di merito della Corte internazionale di giustizia", *Comunicazioni e Studi*, vol. XIV (1975) 313–335.

"Reservations to treaties and the newly independent states", *Italian Yearbook of International Law*, vol. 1 (1975) 52–68.

"The European Community's participation in the Law of the Sea Convention: some incoherencies in a compromise solution", *Italian Yearbook of International Law*, vol. 5 (1980–1981) 110–114.

"Jus cogens beyond the Vienna Convention", in: *Hague Academy of International Law. Collected Courses*, vol. 172 (1981) 271–316.

"The European Community's rights and obligations under Mixed Agreements", in: *Mixed Agreements* (D. O'Keeffe and H. G. Schermers, eds.) (1983) 133–140.

"*Effets directs et réciprocité dans la jurisprudence concernant l'accord entre la Communauté européenne et la Suisse*", *Annuaire suisse de droit international*, vol. XL (1984) 9–29.

"Instruments for legal integration in the European Community — a review" (with P. Hay and R. D. Rotunda), in: *Integration Through Law: Europe and the American Federal Experience* (M. Cappelletti, M. Seccombe and J. Weiler, eds.) (1986), vol. 1.2, 113–160.

"*Principi generali del diritto (diritto internazionale)*", in: *Enciclopedia del Diritto*, vol. XXXV (1986) 533–549.

"Unruly treaty reservations", in: *International Law at the Time of its Codification. Essays in Honour of Roberto Ago* (1987), vol. I, 307–330.

"Italy", in: *The Effect of Treaties in Domestic Law* (F. G. Jacobs and S. Roberts, eds.) (1987) 87–108.

"A 'New' Vienna Convention on Treaties between States and International Organizations or between International Organizations: a critical commentary", *British Year Book of International Law*, vol. 58 (1987) 253–269.

"Obligations erga omnes, international crimes and jus cogens: a tentative analysis of three related concepts", in: *International Crimes of States* (J. H. H. Weiler, A. Cassese and M. Spinedi, eds.) (1989) 151–160.

"New developments in a continuing story: the relationship between EEC law and Italian law", *Common Market Law Review*, vol. 27 (1990) 83–95.

"Measures against terrorist acts under international law", in: *Maritime Terrorism and International Law* (N. Ronzitti, ed.) (1990) 15–24.

"Positivism and dualism in Dionisio Anzilotti", *European Journal of International Law*, vol. 3 (1992) 123–138.

"*Réflexions sur le rôle du Conseil de sécurité dans le nouvel ordre mondial. A propos des rapports entre maintien de la paix et crimes internationaux des Etats*", in: *Revue générale de droit international public* (1993) 297–320.

"*La Convention Européenne des Droits de l'Homme dans les ordres juridiques des Etats membres de la Communauté Européenne*", in: *Grundrechtsschutz im europäischen Raum* (J. Iliopoulos-Strangas, ed.) (1993) 131–150.

"Beyond the reasons stated in judgments", *Michigan Law Review*, vol. 92 (1993–1994), 1966–1976.

"The protection of human rights under the Maastricht Treaty", in: *Institutional Dynamics of European Integration. Essays in Honour of Henry G. Schermers* (1994), vol. II, 540–560.

"Use of force made or authorized by the United Nations", in: *The United Nations at Age Fifty. A Legal Perspective* (Ch. Tomuschat, ed.) (1995) 39–58.

"Some reflections on the European Community's international responsibility", in *The Actions for Damages in Community Law* (T. Heukels and A. McDonnell, eds.) (1997) 351–361.

"Identifying the status of general principles in European Community law", in: *Scritti in onore di Giuseppe Federico Mancini* (1998), vol. II, 445–457.

"How flexible is flexibility under the Amsterdam Treaty?", *Common Market Law Review*, vol. 35 (1998) (forthcoming).

"Restraints imposed by European Community law on the treaty-making power of the Member States" (1998) (forthcoming).

Kamto, Maurice (Cameroon)

[Original: French]

Personal

Date and place of birth: 15 February 1954, Bafoussam, Cameroon.

Nationality: Cameroonian.

Civil status: Married, father of six children.

Degrees and qualifications

Degree in public law, Faculty of Law of Yaoundé, 1979 (*magna cum laude*).

Diplôme des Hautes Etudes Internationales [Diploma of International Graduate Studies], Institut Européen des Hautes Etudes Internationales (IHEI) [Institute of Advanced International Studies] of Nice, 1980 (*summa cum laude*).

Certificat d'Etudes Supérieures des Communautés Europeénnes [Certificate of Advanced Studies of the European Communities], IHEI, Nice, 1980 (*cum laude*).

Diplôme d'Etudes Approfondies de Droit Public Fondamental [Diploma of Advanced Studies in Basic Public Law], Faculty of Law of Nice, 1980 (*cum laude*).

Diplôme d'Etudes Approfondies de Droit International [Diploma of Advanced Studies in International Law], Faculty of Law of Nice, 1980 (*magna cum laude*).

Diplôme de l'Institut d'Administration Publique de Paris, 1982 [Diploma of the Institute of Public Administration of Paris], 1982 (*magna cum laude*).

Doctorat d'Etat en Droit [Doctorate of Law], Faculty of Law of Nice (France), 1983 (*summa cum laude* and commendation of the examining panel).

Prize winner at the Faculty of Law of Nice, 1983.

Agrégé [passed advanced competitive examination] at the French Faculties of Law, Paris, 1988.

Barrister, Paris.

Languages

French, spoken and written — excellent.

English, spoken and written — good.

University functions

Assistant at the University College of Federalist Studies, Aosta, Italy, 1980–1982.

Instructor at IHEI, Nice, 1982–1983.

Assistant lecturer at the Institut des Relations Internationales du Cameroun (IRIC) [Cameroonian Institute of International Relations], University of Yaoundé, 1984–1988.

Assistant lecturer at the Ecole Nationale d'Administration et de Magistrature (ENAM) [National School of Administration and Judicial Studies], Yaoundé.

Assistant lecturer at the Ecole Supérieure des Sciences Techniques de l'Information et de la Communication (ESSTIC) [School of Advanced Information Sciences and Communication], Yaoundé.

Lecturer in Public Law with the title of *agrégé* since 1988.

Lecturer at the Faculty of Law and IRIC, University of Yaoundé II.

Lecturer at ENAM, Yaoundé.

Lecturer at the Faculty of Law of the University of Ngaoundéré.

Associate Professor at the Université Catholique d'Afrique Centrale [Catholic University of Central Africa].

Associate Professor at the Faculty of Law of the University of Douala.

Dean of the Faculty of Juridical and Political Sciences of the University of Yaoundé II.

Scholarly activities

Teaching

International public law, IRIC, since 1984.

Public international law, Faculty of Law of the University of Yaoundé, since 1992, and Faculty of Law of the University of Douala, since 1993.

Comparative political systems, IRIC, 1984–1985.

Advanced administrative law, Faculty of Law of the University of Yaoundé, since 1988.

Constitutional law, Faculty of Law of the University of Yaoundé, 1988–1990, and Faculty of Law of the University of Ngaoundéré, 1993–1994.

Major political, economic and social problems of the modern world, ENAM, Yaoundé, 1984–1995, and Faculty of Law of the University of Ngaoundéré, 1993–1994.

Computer science law, ESSTIC, Yaoundé, 1987–1990.

Public law at the Catholic Institute of Yaoundé, since 1991.

Environmental law at the Catholic Institute, since 1994.

In charge of a research team in the field of international law and international relations at IRIC.

In charge of research projects at the University of Yaoundé.

Supervisor for doctoral theses on international public law, domestic public law and environmental law, and for numerous post-graduate dissertations.

Responsible for the entries concerning countries of French-speaking Africa in the *Yearbook of International Environmental Law*, beginning with vol. 3, 1992.

Responsible for the entry "OAU and Security in Africa" in *l'Annuaire ARES*, France, since 1991.

Organization and coordination of scientific symposia.

Teaching assignments at foreign universities:

Faculty of Law of Bordeaux I, France, 1989–1990.

Faculty of Law of Limoges, France, 1990–1991, 1991–1992, 1992–1993, 1993–1994.

Faculty of Law of Nice, France, 1991–1992.

Université des Réseaux d'Expression Française, UREF-France, 1994–1995.

Faculty of Law of Dakar, 1994–1995.

Faculty of Law of the Université du Littoral, France, 1995–1996.

Participation in many international symposia and conferences.

Membership of panels and examining boards:

Panel member for numerous theses in law and political science at the Faculty of Law of Yaoundé, IRIC, Yaoundé, and the University of Paris V — Réné Descartes, France.

President and member of the panel for numerous post-graduate dissertations on law and political science at the Faculty of Law and IRIC, Yaoundé.

Member of the examining board for the competitive entrance examination to IRIC.

Member of the examining board for the competitive entrance examination to ENAM, Yaoundé.

Member of the examining board for the Agrégation de Droit Public (higher education competitive examination) of the African and Malagasy Council on Higher Education (CAMES), November 1993 session, Cotonou.

Member of the examining board for the Agrégation de Droit Public (CAMES), November 1995 session, Lomé.

Founder and Director of the Centre for Studies, Research and Documentation on International Law and the Environment (CERDIE).

Founder and co-editor of *Revue juridique africaine*, since 1988.

Co-editor of *Revue de législation et de jurisprudence camerounaise*, until 1994.

Founder and editor of *Lex lata*, since 1994.

Member and Secretary-General of the National Committee for Human Rights and Freedoms of Cameroon (CNDHL).

Member of the Scientific Council of the Centre for Juridical and Political Studies for the African World of the University of Paris I (Panthéon-Sorbonne), France.

Member of the expert group of the Environmental Law Centre of the International Union for Conservation of Nature and Natural Resources (IUCN), Bonn.

Member of the Environmental Law Network Committee of the Université des Réseaux d'Expression Française (UREF), Paris.

Member of the Environmental Law Commission of IUCN.

Member of the following scholarly associations:

Société française pour le droit international, France.

Société française pour le Droit de l'Environnement, France.

Association Henri Capitant, France.

International Law Association, United Kingdom.

International Commission of Jurists, Geneva.

Institut du Droit d'expression française, France.

African Society of International and Comparative Law, United Kingdom.

Société africaine pour le droit de l'environnement (founding member), France.

United Nations Association of Cameroon (founder and President), Cameroon.

Association française d'anthropologie du droit, France.

Activities at The Hague Academy of International Law

Researcher, Centre for Studies and Research in International Law and International Relations, 1991 (certificate).

Contribution to the 1994 symposium on the Convention on the Prohibition of the Development, Production, Stockpiling and Use of Chemical Weapons and on Their Destruction.

Lecturer for the external courses of the Academy, 25 November to 6 December 1996, Abidjan.

Director, French-language seminar section of the Academy, July–August 1997.

Activities at the International Court of Justice

Joint representative, counsel and barrister of Cameroon in the land and maritime frontier case (Cameroon/Nigeria), since 1994.

Experience as an expert and consultant

Secretary-General and Rapporteur of the National Conference on the Relationship between Disarmament and Development organized by the Cameroonian Government on behalf of the African Group of the United Nations, 1985.

Consultant to the Urban and Rural Land Development and Equipment Mission (MAETUR) of the Ministry of Town Planning and Housing, on town planning regulations, 1986.

Consultant to the National Investment Society (SNI) in the case of the State of Cameroon (SNI) v. Klöner, 1986.

Member of the Texts Commission of the University of Yaoundé, 1990.

Consultant to the Ministry of Information and Culture on legislation relating to the freedom of information and social communication, 1990.

Consultant to the Ministry of Posts and Telecommunications and member of the Commission of that Ministry on postal service legislation and regulations (legislation and international conventions), 1990–1991.

Member of the Reform Commission of ENAM, Yaoundé, 1990–1991.

Consultant to ITU for the drafting of the Convention and Operating Agreement of the African Satellite Telecommunication Organization (RASCOM).

Expert consultant to UNDP/FAO for the study on legislative and institutional aspects of environmental protection in Cameroon, with a view to the preparation of a national environmental protection plan, 1992.

Expert involved in the project for the harmonization of business law in the franc area, 1993.

Consultant to RASCOM, based in Abidjan.

Consultant to the Bank of Central African States (BEAC).

Associate Consultant to the firm Juridis S.A., Yaoundé, 1988–1993.

Founder and chief consultant of the firm Brain Trust Consulting and Business Inc., Yaoundé.

Consultant to the International Telecommunications Company of Cameroon (INTELCAM).

Consultant to the Ministry of the Environment and Forests of Cameroon.

Appointed arbitrator at the Arbitration Court of the International Chamber of Commerce of Paris in 1994, in the Scemar Sarl v. Dragages S.A. case.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in Mali, June–July 1996.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in Rwanda, October–November 1996.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in Mauritania, May–June 1997.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in Burkina Faso, October–November 1997.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in Guinea-Bissua, May 1998.

Principal expert consultant to ITU for the reform of the juridical and institutional framework of telecommunications in the Democratic Republic of the Congo, 1998.

Member and legal counsel of the Cameroonian delegation to the forty-sixth session of the United Nations General Assembly, November–December 1996 (participated in the work of the Sixth Committee).

Member and legal counsel of the Cameroonian delegation to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court (member of the Drafting Committee of the Conference), Rome, July 1998.

Member and legal counsel of the Cameroonian delegation to the first session of the Preparatory Commission for the International Criminal Court, New York, 16–26 February 1999.

Honours

Prix de thèse de la Faculté de Droit de Nice et de la ville de Nice, 1983.

Prix de l'Académie des Sciences d'Outre-Mer, Paris, 1988.

Publications

Books

Pouvoir et droit en Afrique noire. Essai sur les fondements de constitutionnalisme dans les Etats d'Afrique noire francophone, Paris, LGDJ, 1987, 545 pp.

L'OUA: rétrospective et perspectives africaines, Paris, Economica, 1990 (joint author), 338 pp.

Droit administratif processuel du Cameroun (guide pratique), Yaoundé, Presses Universitaires du Cameroun, 1991, 256 pp.

L'urgence de la pensée. Réflexions sur une précondition du développement en Afrique, Yaoundé, Editions Mandara, 1993, 209 pp.

Droit de l'environnement en Afrique, EDICEF, Paris, 1996, 416 pp.

Positivité du nouveau droit de la mer et problèmes liés à sa mise en oeuvre (to be published in 1999), A. Pedone, Paris.

Articles

International law

"L'affaire de la délimitation de la frontière maritime Guinée/Guinée Bissau", *Revue egyptienne de droit international*, Cairo, vol. 41, 1985, pp. 73–147.

"Les aspects juridiques des relations entre le Cameroun et la République fédérale d'Allemagne", *Revue camerounaise des relations internationales*, Yaoundé, vol. 2, No. 1, 1985, pp. 27–105.

"La Communauté économique des Etats de l'Afrique centrale (CEAC), une communauté de plus?", *Annuaire français de droit international (AFDI)*, Paris, vol. XXXI, No. 2, 1987, pp. 839–862.

"Transfert de technologie et perspectives internationales de développement en Afrique subsaharienne. Quelques réflexions", *Afrique et développement*, Addis Ababa, vol. XII, No. 2, 1987, pp. 101–133.

"L'accession de la Namibie à l'indépendance", *Revue générale de droit international public (RGDIP)*, Paris, July–September 1990, No. 3, pp. 577–634.

"Le territoire du Cameroun et le droit international", report to the fortieth congress of the Association Henri Capitant, 12–16 February 1990, in *La maîtrise des sols*, Travaux de l'Association Henri Capitant, Paris, Economica, 1991, pp. 87–145.

"Les tentatives de règlement non juridictionnel du différend territorial tchado-libyen à propos de la bande d'Aouzou", *Revue juridique et politique indépendance et coopération*, 1991.

"Le droit international des ressources en eaux continentales africaines", *AFDI*, Paris, 1991, pp. 841–911.

"Les Communautés européennes et les sanctions internationales", research report for the Centre for Studies and Research in International Law and International Relations of The Hague Academy of International Law, summer session 1991; published in *Revue africaine de droit international et comparé* (RADIC), London, vol. 7, No. 3, pp. 511–567.

"Le mécanisme de l'OUA pour la prévention, la gestion et le règlement des conflits: l'esquisse d'un nouvel instrument régional pour la paix et la sécurité en Afrique", in *Arrangements régionaux et Sécurité collective*, Proceedings of the Nice Symposium, *ARES*, vol. XV, No. 2, 1996, pp. 61–84.

"L'ONU et l'assistance électorale", paper for the symposium of the African Society of International and Comparative Law (ASICL), London, 1996.

"Pauvreté et souveraineté dans l'ordre international contemporain", in *Mélanges en l'honneur du doyen Paul Isoart*, Paris, Pedone, 1996, pp. 284–305.

"Les actes de l'Organisation", in proceedings of the symposium held by The Hague Academy of International Law, 23–25 November 1994, Martinus Nijhoff, Dordrecht/Boston/London, 1995, pp. 343–362.

"Les cours de justice des organisations africaines d'intégration économique", *Annuaire africain de droit international*, 1998.

"Le contentieux de la frontière maritime entre la Guinée-Bissau et le Sénégal", *RGDIP*, September 1997, No. 3.

"Retour sur le 'droit au développement' des Etats?" (to be published in 1998).

"Le matériau cartographique dans les contentieux frontaliers et territoriaux internationaux", in *Liber Amicarium Mohammed Bedjaoui*, London, ASICL, 1998.

"Le choix des sujets pour le développement progressif et la codification du droit international par la CDI et ses méthodes de travail", paper for the United Nations symposium on the occasion of the fiftieth anniversary of the International Law Commission, New York, 27–28 November 1997.

"Le colloquie des Nations Unies sur la codification et le développement progressif du droit international", *AFDI*, 1997.

"Le contentieux de la frontière entre la Guinée-Bissau et le Sénégal", *RGDIP*, 1997, No. 3, pp. 695–734.

"L'intitulé d'une affaire portée devant la CIJ" (to be published in *RGDIP*, 1999).

"Les origines de la déclaration universelle des droits de l'homme", paper for the International Symposium on the Fiftieth Anniversary of the Universal Declaration of Human Rights, organized by the French National Advisory Commission on Human Rights, Paris, September 1998.

"Responsabilité pénale de l'Etat et responsabilité pénale de l'individu", paper for the symposium on the occasion of the fiftieth anniversary of the Convention on the Prevention and Punishment of the Crime of Genocide, organized by Reseau Vittoria, Université de Sceaux, Jean Monnet Faculty of Law, December 1998.

Administrative law

"La fonction administrative contentieuse de la cour suprême du Cameroun", in *Les cours suprêmes et hautes juridictions d'Afrique*, vol. 1, Paris, Economica, 1988, pp. 31–67.

"L'appel d'offres pour la livraison d'ouvrage clé en main en droit camerounais", *Revue juridique et politique indépendance et coopération*, France, Nos. 2 and 3, May–June, pp. 236–253.

"Introduction au droit de l'urbanisme du Cameroun", *Revue du droit public et de la science politique en France et à l'etranger*, Paris, 1988, No. 6, pp. 1609–1646.

"La participation des étrangers à l'administration publique camerounaise", *Recueil Penant*, France, No. 801, August–December 1989, pp. 403–432.

Note on the Rikam A. Nwae judgement, Supreme Court of Cameroon, Administrative Division, 26 April 1984, in *Recueil Penant*, France, No. 794, 1987, pp. 357–364.

Note on the Dame veuve Ongono Régine judgement by the Supreme Court of Cameroon, Administrative Division, 26 May 1984, in *Revue juridique africaine*, Yaoundé, No. "0", December 1989, pp. 91–99.

Note on the Njikiakam Towa Maurice judgement, Supreme Court of Cameroon, plenary sitting, 24 March 1983, in *Recueil Penant*, France, 1986, pp. 347–361.

"La justice en Afrique: une justice entre tradition et modernité", in *Afrique contemporaine*, Paris, No. 156 (special), 1990, pp. 57–64.

"Regard sur le nouveau statut général de la fonction publique (Cameroun)", in *Lex lata*, No. 2, 1994, pp. 8–11; No. 3, pp. 9–12.

"Le silence de l'Administration en droit administratif camerounais" (collaborative work), in *Lex lata*, Yaoundé, No. 5, 1994, pp. 10–14.

"Le contentieux électoral au Cameroun", in *Lex lata*, No. 20, 1996, pp. 3–13.

Constitutional law and political science

"Le dauphin constitutionnel dans les régimes politiques africains: les cas du Cameroun et du Sénégal", *Recueil Penant*, France, Nos. 781–782, 1983, pp. 256–282.

"Les nouvelles institutions constitutionnelles et politiques de la République centrafricaine", *Recueil Penant*, France, No. 788, 1989, pp. 7–31.

"L'énoncé des droits dans les constitutions africaines", report to the symposium held by the Faculty of Law of Limoges on "Espace juridique francophone et droits de l'homme", 2–3 October 1989, 24 p., published in *Revue juridique africaine*, Yaoundé, Nos. 2 and 3, 1991, pp. 7 ff.

"Le 'Bill of Rights' dans le constitutionnalisme: sa genèse américaine et son destin africain", paper for the symposium held at the Faculty of Law of Marien Ngouabi University, Congo, September 1991, on the occasion of the bicentenary of the Bill of Rights, in *Revue juridique africaine*, 1992–1993, pp. 7–16.

"La responsabilité pénale des Ministres sous la Ve république", in *Revue du droit public*, Paris, No. 5, 1991, pp. 1239–1308.

"La transition vers le pluralisme politique au Cameroun", report to the workshop on the transition to political pluralism in Africa, held by the Centre d'études juridiques du monde africain and the Centre de droit constitutionnel, published in the proceedings of the symposium edited by Mr. Gérard Conac, Paris, Economica, 1993.

"Dynamique constitutionnelle du Cameroun indépendant", in *Revue juridique africaine*, Yaoundé, 1995, pp. 7–49.

"Acte de gouvernement et droits de l'homme au Cameroun", in *Lex lata*, No. 26, May 1996, pp. 9–13.

"Les Conférences nationales africaines ou la création révolutionnaire des constitutions", in *La création du droit en Afrique*, Paris, Karthala, 1997, pp. 177–196.

"Quels systèmes électoraux pour quels élections?" in *Lex lata*, No. 19, 1995, pp. 10–15.

"La question du 'modèle constitutionnel' en Afrique" (to be published in *Mélanges offerts au Professeur Gérard Conac*, Paris, 1999).

Environmental law

"Les conventions régionales sur la conservation de la nature et des ressources naturelles en Afrique et leur mise en oeuvre", *Revue juridique de l'environnement*, France, 1991, No. 4, pp. 417–442.

"Institutions internationales d'aide au développement et problèmes de l'environnement", paper submitted to the international symposium on environmental law held in Rio de Janeiro, Brazil, from 27 October to 2 November 1991.

"Fleuves et lacs internationaux africains et problèmes écologiques: aperçu des problèmes juridiques", paper for the international symposium on the future of rivers held by the French

Ministry of the Environment and the French National Committee for Scientific Research at the Faculty of Law of Poitiers, from 23 to 26 September 1991, published in *Environmental Policy and Law*, Bonn, 1991, vol. 21, Nos. 5–6, pp. 236–240.

"La désertification: aperçu écologique et esquisse pour une convention sur les zones désertiques, ardues, semi-arides et sèches humides" in *Droit de l'environnement et développement durable* (edited by M. Prieur and S. Doumbé-Bille), Presses universitaires de Limoges, 1994.

"Les nouveaux principes du droit international de l'environnement", *Revue juridique de l'environnement*, France, No. 4, October–November 1992, pp. 11–21.

"Gestion des déchets et problématiques des sites contaminés au Cameroun", paper for the Limoges symposium of February 1994 on contaminated sites, Presses universitaires de Limoges, 1995, pp. 435–467.

"Les forêts, 'patrimoine commun de l'humanité et droit international'", general introductory report to the Limoges symposium of 7 and 8 November 1994 on law, forests and sustainable development, Brussels, Bruylant, 1996.

"Singularité du droit international de l'environnement", in *Les hommes et l'environnement. En hommage à Alexandre-Charles Kiss,* Paris, Frison-Roche, 1997, pp. 315–322.

"Esquissse d'une 'doctrine' due patrimoine national d'intérêt écologique mondial", paper for the symposium on patrimony in environmental law, organized by the "Thermales de Riom" Association, Riom, France, September 1998.

Tomka, Peter (Slovakia)

[Original: English]

Personal

Born: 1 June 1956, Banská Bystrica (Slovakia)

Married

Education

Faculty of Law, Charles University, Prague, LL.M. *Summa cum laude*.	1979
Faculty of Law, Charles University, Ph.D. in international law.	1985
Faculty of International Law and International Relations, Kiev.	1982
Institute of Peace Law and Development, Nice, France.	1984–1985
Institute of International Public Law and International Relations, Thessaloniki, Greece.	1985
Academy of International Law, The Hague.	1988

Brief career résumé

Director General for International Legal and Consular Affairs/ Legal Adviser, Ministry of Foreign Affairs, Bratislava.	1998–
Director of the International Law Department, Ministry of Foreign Affairs.	1997–1998

Ambassador, Acting Permanent Representative of Slovakia to the United Nations, New York.	1994–1997
Ambassador, Deputy Permanent Representative of Slovakia to the United Nations, New York.	1993–1994
Counsellor and Legal Adviser, Permanent Mission of Czechoslovakia to the United Nations, New York.	1991–1992
Head of the Public International Law Division, Ministry of Foreign Affairs, Prague.	1990–1991
Assistant Legal Adviser, Ministry of Foreign Affairs, Prague.	1986–1990

International activities

Agent of Slovakia before the International Court of Justice in the case concerning the *Gabčikovo-Nagymaros Project (Hungary/Slovakia).*	1993–
Expert of Slovakia in case No. ARB/97/4 *Československá obchodni banka (ČSOB) v. the Slovak Republic* before the International Centre for Settlement of Investment Disputes (ICSID).	1997–
Vice-Chairman, Committee of Legal Advisers on Public International Law, Council of Europe.	1999–
Member of the Permanent Court of Arbitration, The Hague.	1994–
Chairman of the Sixth (Legal) Committee of the United Nations General Assembly at its fifty-second session.	1997
Vice-Chairman of the Sixth (Legal) Committee.	1992
Chairman of the Working Group on the United Nations Decade of International Law.	1995
Vice-Chairman of the Preparatory Committee for the International Criminal Court.	1998
Chairman of the Meeting of the States Parties to the International Covenant on Civil and Political Rights	1996
Vice-Chairman of the Meeting of States Parties to the United Nations Convention on the Law of the Sea.	1996
Chairman of the United Nations Committee on the Applications for Review of Administrative Tribunal Judgements	1991
Alternate head of the Delegation of Slovakia to the United Nations Diplomatic Conference of Plenipotentiaries on the Establishment of an International Criminal Court	1998
Representative of Slovakia to the United Nations General Assembly, forty-eighth to fifty-third sessions, and deputy head of delegation at the forty-ninth, fiftieth and fifty-first sessions.	1993–1998
Representative of Slovakia in the Sixth Committee of the General Assembly	1993–1998

Alternate representative of Czechoslovakia in the General Assembly, forty-sixth and forty-seventh sessions, and adviser at the forty-fifth session	1990–1992
Representative of Czechoslovakia in the Sixth Committee	1990–1992
Head of the delegation of Slovakia to the Assembly of the International Seabed Authority	1994, 1996
Representative of Slovakia to the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea.	1993–1994
Representative of Czechoslovakia to the Preparatory Commission for the International Seabed Authority and for the International Tribunal for the Law of the Sea.	1987–1992
Head of the delegation of Czechoslovakia to the CSCE Meeting of Experts on the Peaceful Settlement of Disputes in Europe, Valletta.	1991
Delegate of Czechoslovakia to the Twenty-sixth International Conference of the Red Cross and Red Crescent, Geneva.	1986
Legal Adviser to the Czechoslovak delegation at the negotiations on the withdrawal of Soviet military forces from Czechoslovakia.	1989–1990
Legal Adviser to the Czechoslovak delegation at the negotiations concerning the dissolution of the Warsaw Treaty Organization.	1991

Teaching

Reader, Public International Law, Charles University, Prague.	1984–1991
General Course on Public International Law, Institute of International Relations, Comenius University, Bratislava.	1998–

Membership in academic societies and editorial boards

Czechoslovak Society of International Law (Learned Secretary of the Society, 1986–1991).	1981–1992
Czechoslovak Branch of the International Law Association (Secretary, 1988–1991).	1988–
Slovak Society of International Law.	1982–
Board of Editors, *Právnik* (The Lawyer), published by the Czechoslovak Academy of Sciences.	1990–1991

Publications

Codification of International Law, Prague, 1984 (thesis — mimeographed).

Forms of Codification of International Law. *Acta Universitatis Carolinea — juridica*, No. 3/1985, p. 221–236.

Present Stage of Work on the Draft Code of Crimes against the Peace and Security of Mankind. In: *Increasing the Role of Criminal Law in the Protection of Peace and International Security, Acta Universitatis Brunensis — juridica No. 84*, Brno, 1988.

Czechoslovakia and the International Court of Justice — tempora mutantur? In: *Právnik* (The Lawyer), No. 5/1990. Co-author, V. Mikulka.

The CSCE Procedure for the Peaceful Settlement of Disputes in Europe. *Právnik* (The Lawyer), No. 11/1991. Co-author, M. Potočný.

Selected Documents for the Study of the Law of the European Communities, Prague, 1991. Co-author, I. Jiruška.

The First Site Visit of the International Court of Justice in Fulfilment of Its Judicial Function. *American Journal of International Law*, No. 1/1998, Co-author, S. Wordsworth.

The Major Complexities Encountered in International Law-Making. In: *Making Better International Law: The International Law Commission at 50*, United Nations, New York, 1998.

From Rights to Responsibility: The Establishment of the International Criminal Court, *Dilema*, No. 12/1998.

Languages

English, French, Russian, Czech.

United Nations A/CN.4/494/Add.2

General Assembly

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International Law Commission
Fifty-first session
Geneva, 3 May–23 July 1999
Item 1 of the provisional agenda

Filling of casual vacancies in the Commission

Note by the Secretariat

Addendum

I. List of candidates

1. Subsequent to the list of candidates issued in document A/CN.4/494/Add.1, the Secretariat has received the nomination of the following candidate:

Mr. Salifou Fomba (Mali)

2. The curriculum vitae of the above candidate is contained in section II below.

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II. Curriculum vitae of the candidate

Salifou **Fomba** (Mali)

Date of birth: 17 June 1954.

Place of birth: Dioila (Mali).

Marital status: Married, three children.

Present functions

Professor of International Law at the University of Mali.

Technical adviser for international organizations at the Ministry of Foreign Affairs and of Malians Abroad.

Consultant to the International Committee of the Red Cross.

Expert attached to the technical assistance programme for third countries and in connection with humanitarian or food aid from the European Union.

Functions in the field of human rights and humanitarian law

At the international level

1994:

Appointment by the Secretary-General of the United Nations, on 26 July, as a member of the impartial Commission of Experts on Rwanda established pursuant to Security Council resolution 935 (1994) to examine information on grave violations of international humanitarian law committed in the territory of Rwanda, including possible acts of genocide. The appointment was made on the basis of criteria defined by the Secretary-General in his report to the Security Council on the establishment of the Commission of Experts (S/1994/879) dated 26 July 1994, namely: the professional competence of the experts, in particular in the fields of human rights, humanitarian law and criminal law, and their integrity and impartiality.

Designation as Rapporteur of the impartial Commission of Experts.

Participation for four months (from August to November) in the work of analysing information and conducting investigations in the field, particularly in Rwanda and certain neighbouring countries.

Played a very active role in the gathering of evidence of grave violations of international humanitarian law and acts of genocide committed against the Tutsi ethnic group by Hutu elements.

Made a major contribution to the analysis of the legal aspects of questions of individual criminal liability and the appropriate jurisdiction in the case of Rwanda.

Made an outstanding contribution to the preparation of the two reports submitted to the Security Council of 4 October 1994 (S/1994/1125) and 9 December 1994 (S/1994/1405).

Since 1994

Member of the "Fundamental Rights of the Human Person" network of the Association of Partially or Wholly French-Language Universities (AUPELF) - Universités des réseaux d'expression française (UREF).

Participated in several international meetings dealing, in particular, with civil and political rights.

At the national level

1992–1993

Legal Counsel to the Ministry of Human Rights of Mali.

Played an important role in developing and implementing the national policy for the promotion and protection of human rights.

Since 1997

Professor of international humanitarian law at the Faculty of Law of the University of Mali.

Affiliations

Member of the Association Malienne pour le Droit International Humanitaire (Malian Association for International Humanitarian Law).

Member of the Association Malienne des Droits de l'Homme (Malian Association for Human Rights).

Member of the Observatoire de la Démocratie et des Droits de d'Homme (Observatory for Democracy and Human Rights).

Member of the Observatoire des Droits de la Femme et de l'Enfant (Observatory for Women's and Children's Rights).

Principal publications on human rights and humanitarian law

Interim report of the United Nations Commission of Experts on Rwanda established in accordance with Security Council resolution 935 (1994) (S/1994/1125) (as Rapporteur).

Final report of that Commission (S/1994/1405) (as Rapporteur).

Les droits fondamentaux de la personne humaine, 1996.

Le concept d'humanité en droit international, 1988.

Les droits de l'homme à l'aube du 21è siècle: bilan et perspectives, 1995.

Le droit au développement en tant que droit de l'homme, 1997.

Le Comité des droits de l'homme de l'ONU et son oeuvre, 1997.

Le principe de la liberté électorale en droit international africain: consécration et contrôle, 1995.

Les mécanismes procéduraux de la Commission africaine des droits de l'homme et des peuples, 1991.

L'ONU crée un Haut Commissariat aux Droits de l'Homme, 1994.

Aide au développement et respect des droits de l'homme, 1993.

Quarante-cinq ans après la Déclaration universelle: l'attitude du Mali à l'égard des droits de l'homme, 1993.

Le droit d'ingérence humanitaire: à propos de l'action de l'ONU en Somalie, 1992.

Aide au développement de la démocratie: la CEE et la lutte contre l'enrichissement frauduleux des dirigeants des pays du groupe d'Etats d'Afrique, des caraïbes et du Pacifique (ACP), 1993.

L'expulsion des Maliens de France: les droits et devoirs des gouvernements français et malien, 1991.

L'Affaire des Maliens de l'esplanade de Vincennes à Paris à la lumière du droit international, 1992.

Le comportement des Maliens à l'étranger et la responsabilité de l'Etat en matière de protection diplomatique, 1992.

A propos de l'assassinat de cinq enfants maliens au Congo: les droits et devoirs des gouvernements malien et congolais, 1994.

L'affaire des enfants maliens du Congo à la lumière de la Convention des Nations Unies de 1990 sur les droits des travailleurs migrants et de leurs familles, 1994.

L'affaire du Consul suisse tué au Mali: les droits et devoirs du Mali, du Consul et de la Suisse, 1995.

Le procès crimes de sang de l'ancien Président du Mali et de ses 32 co-accusés, 1993.

A propos de l'affaire Bozano: la France condamnée par la Cour européenne des droits de l'homme pour mauvaise conduite lors d'une procédure d'expulsion, 1991.

Visas et cartes de séjour dans les pays de l'Europe sans frontières de 1993, 1993.

A propos des crimes contre l'humanité, 1992.

Un tribunal pénal international pour l'Ex-Yougoslavie, 1993.

Vers un tribunal pénal international permanent, 1993.

Le projet de cour criminelle internationale permanente de la Commission du droit international des Nations Unies, 1995.

Le Code des crimes contre la paix et la sécurité de l'humanité, un texte historique, 1996.

La Commission d'enquête de l'ONU sur le génocide au Rwanda, 1997.

Droit international humanitaire et opérations de maintien de l'ordre, 1997.

L'application du droit international humanitaire et les sanctions en cas de violations, 1997.

Droits de l'homme et conflits ethniques en Afrique: le cas du Rwanda, 1997.

Inventaire de la législation malienne par rapport aux normes du droit international humanitaire, 1997.

La répression des infractions au droit international humanitaire dans la législation malienne, 1997.

La Responsabilité de l'Etat en matière de garantie des droits économiques, sociaux et culturels: nature et limites, 1998.

Functions in the field of international law

At the international level

From 1992 to 1996

Member of the International Law Commission of the United Nations as an independent expert.

Active participation in all sessions of the International Law Commission held at Geneva during this five-year period.

Outstanding contribution to the preparation of the Draft Code of Crimes against the Peace and Security of Mankind.

Member of the Working Group on the International Criminal Court.

Made a significant contribution to the work of the Group.

Since 1990

Member of the International Panel of Conciliators under the United Nations Convention on a Code of Conduct for Liner Conferences.

Since 1993

Associate member of the Institute of International Business Law and Practice of the International Chamber of Commerce, Paris.

Member of the African Society of International and Comparative Law.

At the national level

Since 1995

Professor of Public and Private International Law at the Faculty of Law of the University of Mali, Bamako.

Responsible for lecturing and research on various aspects of international law.

From 1992 to 1993

Legal Counsel to the Ministry of Malians Abroad.

Academic qualifications

1983 Doctorate in International Law *cum laude* at the University of Caen (France).

1979 *Diplôme d'études approfondies* (first post-graduate degree) in international law, University of Rouen, France.

1978 *Maîtrise en droit public* (Master's degree in public law), at the Ecole Nationale d'Administration, Bamako.

1974 *Baccalauréat* (secondary school leaving certificate) in classics, at the Lycée Prosper Kamara (secondary school), Bamako.

1984 Scholarship holder at the Hague Academy of International Law. Certificate of attendance at the course in public international law.

1989 French Government Scholarship. Certificate in Development Counsellors' Training, Institute of Business Administration, Toulouse, France.

1989 United Nations/UNITAR development programme fellowship in international law. Certificate in private international law, Hague Academy of International Law. Certificate in public international law awarded by the International Law Commission, Geneva.

Knowledge of languages

French: perfect command.

English: some knowledge.